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PATENT & TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.

ELI LILLY AND COMPANY

By Linda M. Dumbin

Date November 20, 2001

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) :	Skatrud, et al.)	Group Art Unit:
)	1645
Serial No. :	09/758,828)	
)	Attention:
Filed :	January 11, 2001)	Branch Manager
)	
For :	MULTIPLE DRUG RESISTANCE GENE)	
	AtrD OF ASPERGILLUS NIDULANS)	
)	
Docket No. :	X-11766B)	

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS

FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE

AND/OR AMINO ACID SEQUENCE DISCLOSURES

Assistant Commissioner for Patents
Washington, D. C. 20231
Sir:

In response to the "Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures" dated October 9, 2001 (copy enclosed), the following is provided to conform the above-referenced application with the requirements of 37 C.F.R. §1.821 through §1.825.

In lieu of providing a duplicate computer readable Sequence Listing in the instant application, pursuant to 37 C.F.R. §1.821(e), Applicants refer to and rely on a computer readable Sequence Listing provided to the U.S. Patent and Trademark Office in the parent application to the instant case, which is identified as attorney docket X-11766, United States Serial No.8/996,545, filed December 23, 1997. The present application is a division of said parent application.

It is respectfully submitted the contents of the paper version of the Sequence Listing provided in the instant specification, filed December 23, 1997, and the computer

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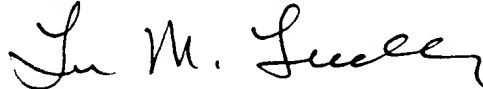
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Serial No. 09/758,828

readable form of the **Sequence** Listing filed in the parent application, X-11766, as referenced above are identical.

It is further submitted that the incorporation of the computer readable form of the Sequence Listing from X-11766 into the instant case does not represent new matter.

Respectfully submitted,



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20 Nov 2001